

Judge Karen Overstreet
Chapter 11
Hearing Date: April 30, 2010 at 9:30 a.m.
Reply Date: April 23, 2010

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

In re:	NO. 09-19609
KARL JOHN REINKE,	MOTION FOR INTERIM FEES
Debtor,	(Combined with Notice of Hearing and Certificate of Mailing)

COMES NOW RICHARD LLEWELYN JONES, P.S., attorneys for the Debtor (“Debtor”) herein, and applies to the Court for approval of attorney’s fees and costs pursuant to the provisions of *11 U.S.C. § 330* as follows:

1. This is our first fee request in this proceeding for services rendered during the period of filing through March 31, 2010.

2. This bankruptcy proceeding commenced by the filing of a voluntary Chapter 11 petition on September 17, 2009.

3. On January 5, 2010, an order was entered employing Richard Jones as special counsel for the Debtor.

4. Attached hereto and made a part hereof is our billings and time slips showing the services which we have rendered to March 31, 2010, for the debtor by Richard Llewelyn Jones,

P.S. The hourly rate of Mr. Jones is \$280.00 per hour. Those services included the prosecution of an adversary proceeding raising claims for Quiet Title, Wrongful Foreclosure, Breach of Contract, Libel/Defamation of Title, Malicious Prosecution, Violation of *RCW 19.86, et seq.* and *15 U.S.C. §§ 1962, et seq.* against Debtor's lenders; defense of improper removal of this matter to the United States District Court by Debtor's lenders; and defense of an action to withdraw the reference to the above entitled Court; review documents, as is more particularly set forth below:

<u>DATE</u>	<u>DESCRIPTION OF SERVICES</u>	<u>TIME</u>
9/7/09	Initial meeting to discuss situation, review documents	1.2
9/10/09	Legal research and drafting of complaint for two parcels; filing of Summons and Complaint; appearance in King County Superior Court, Ex Parte	6.0
9/15/09	Phone conference to Vonnie McElligot regarding hearing; prepare Declaration of Richard Llewelyn Jones; Attended Ex Parte Presentation of Motion for Temporary Restraining Order and Order To Show Cause	1.5
9/22/09	Prepare Notice of Pendancy of Bankruptcy	0.4
9/25/09	Conference with Larry Feinstein; received and reviewed Affidavit of Service on Northwest Trustee	0.7
9/28/09	Draft Amended Complaint	0.8
10/12/09	Letter to Larry Feinstein regarding transfer of King County matter to Bankruptcy Court	0.3
10/28/09	Reviewed and revised draft Declaration of Richard Llewelyn Jones and Application to Appointment of Special Counsel; phone conversation With Larry Feinstein	0.7
11/19/09	Received and reviewed Notice of Removal; copy to client	0.1
02/01/10	Conference with client regarding status of case	0.8
2/18/10	Received and reviewed proposed joint status report; call to John Devlin	0.4

MOTION FOR INTERIM FEES -- Page 2

RICHARD LLEWELYN JONES, P.S.
ATTORNEY AT LAW
2050 - 112th Avenue N.E.
Suite 230
Bellevue, Washington 98004
(425) 462-7322

1	2/19/10	Prepare draft Joint Status Report; call to John Devlin	0.6
2	2/20/10	Prepared Motion for Change of Venue; research concerning	
3		Bankruptcy Court vs. District Court; conflicts; statutory research;	
4		Prepare response to Defendant BAC's 12(b) motion; research on	
5		issues, federal decisions.	3.5
6	2/21/10	Prepare Motion for Order of Default	1.0
7	2/22/10	Reviewed and revised Response to Motion to Dismiss	0.5
8	2/23/10	Prepare Motion for Default; proposed Entry of Default	0.5
9	2/25/10	Received and reviewed Motion to Shorten Time and Motion to	
10		Withdraw Reference; copies to client; legal research	1.6
11	3/3/10	Received and reviewed Answer to Complaint from Aurora	
12		Loan Services; copy to client	0.2
13	3/17/10	Received and reviewed Motion to Withdraw; reference dismissal;	
14		copy to client	0.3
15	3/18/10	Received and reviewed Order on Withdrawal of BAC Motion to	
16		Withdraw of Reference; copy to client	<u>0.2</u>
17		Total Time	21.3

COSTS

15	9/10/09	Filing of the Summons and Complaint	\$ 245.00
16	10/26/09	Service of Process on Aurora Loan Services, LLC	\$ 50.00
17	10/26/09	Service of Process on Winstar Mortgage Partners, Inc	\$ 50.00
18	10/28/09	Service of Process on BAC Home Loans Servicing, LP	\$ 75.00
19	10/28/09	Service of Process on Lawyers Title Insurance Company	\$ 75.00
20	10/28/09	Service of Process on First American Title Insurance Company	\$ 75.00
21	10/30/09	Paralegal title research (9.0 hours)	\$ 720.00
22	10/30/09	Messenger fee for delivering documents	\$ 90.00

1	11/05/09	Messenger delivery fee for Declaration of Service on Northwest Trustee Service	\$ 12.50
2	2/7/10	Process Service fee to serve Lawyers Title Insurance Company, Notice of Removal	\$ 50.00
3			
4		Total Costs	\$1,442.50
5		<u>RETAINER:</u>	(\$4,000.00)
6		<u>BALANCE DUE:</u>	\$3,126.50

7 To date, we have outstanding and unpaid fees and costs of \$7,126.50. The Debtor is
8 actively operating and has regular operating income. There are no other pending administrative
9 claims.

10 **WHEREFORE**, RICHARD LLEWELYN JONES, P.S., special counsel, respectfully
11 requests that this Court enter an order authorizing application of the pre-petition retainer
12 received in the amount of \$4,000.00 to the amount due and request authorization for payment of
13 the balance of interim fees and costs incurred in the amount of \$3,126.50.

14 **NOTICE OF HEARING**

15 TO: CLERK OF THE COURT, and all parties in interest

16 PLEASE TAKE NOTICE that an issue of law in this case will be heard on the date
17 below and the clerk is directed to note this issue on the appropriate calendar.

18 Calendar Date: April 30, 2010

19 Reply Date: April 23, 2010

20 Day of Week: Friday

21 Nature of Motion: Motion for Interim Fees

22 This motion will be heard before the Honorable Karen Overstreet in the United States
Bankruptcy Court, 700 Stewart Street, Courtroom 6310, Seattle, WA 98101 on the above date.

MOTION FOR INTERIM FEES – Page 4

RICHARD LLEWELYN JONES, P.S.
ATTORNEY AT LAW
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Suite 230
Bellevue, Washington 98004
(425) 462-7322

1 Unless a creditor or other party in interest objects and files a response or objection by the
2 response date above, the Court may enter an order without further notice or hearing. Copies of
3 this Motion have been mailed on this date to the following:

4 To: See the attached mailing matrix.

5 **DATED** this 18th day of April, 2010.

6 **RICHARD LLEWELYN JONES, P.S.**

7 /s/ Richard Llewelyn Jones

8 Richard Llewelyn Jones, WSBA# 12904
9 Attorney for Debtor

Label Matrix for local noticing
0981-2
Case 09-19609-KAO
Western District of Washington
Seattle
Thu Apr 1 08:44:27 PDT 2010

United States Trustee
700 Stewart St Ste 5103
Seattle, WA 98101-4438

U.S. Bankruptcy Court
700 Stewart St, Room 6301
Seattle, WA 98101-4441

BAC Home Loans Servicing, LP
fka Countrywide Home Loans Servicing, LP
7105 Corporate Drive PTX-B-209
Plano, TX 75024-4100

Chase
P.O. Box 15123
Wilmington, DE 19850-5123

Countrywide Home Loans
4500 Park Granada
Calabasas, CA 91302-1613

(p) INTERNAL REVENUE SERVICE
CENTRALIZED INSOLVENCY OPERATIONS
PO BOX 21126
PHILADELPHIA PA 19114-0326

Wells Fargo Bank, N.A.
c/o Wells Fargo Card Services
Recovery Department
P.O. Box 9210
Des Moines, IA 50306-9210

Wells Fargo Card Service
P.O. Box 29486
Phoenix, AZ 85038-9486

Larry Feinstein
Paralegal
500 Union St Ste 500
Seattle, WA 98101-4047

Aurora Loan Services LLC
c/o Melissa Williams Romeo
3535 Factoria Blvd #200
Bellevue, WA 98006-1263

Wells Fargo
c/o Karen L. Gibbon, P.S.
3409 McDougall Avenue #202
Everett, WA 98201-5040

2 of the rentals have tenants. Month to

Bank of America
P.O. Box 53150
Phoenix, AZ 85072-3150

Chase Bank USA, N.A.
PO Box 15145
Wilmington, DE 19850-5145

First Franklin Financial Corporation
c/o Home Loan Services, Inc.
150 Allegheny Ctr, IDC 24-040
Pittsburgh, PA 15212-5335

Wells Fargo Bank
c/o Home Loan Services, Inc.
150 Allegheny Ctr
IDC 24-040
Pittsburg, PA 15212-5335

Wells Fargo Bank, NA
3476 Stateview Blvd.
MAC # X7801-013
Ft Mill, SC 29715-7203

Wells Fargo Home Mortgage
P.O. Box 10335
Des Moines, IA 50306-0335

Larry B Feinstein
Vortman & Feinstein
500 Union St Ste 500
Seattle, WA 98101-4047

Roundup Funding, LLC
MS 550
PO Box 91121
Seattle, WA 98111-9221

Wells Fargo Bank NA
c/o Bradley Boswell Jones
5440 California Avenue SW
Seattle, wa 98136-1513

Aurora Loan Services
P.O. Box 1706
Scottsbluff, NE 69363-1706

Capital One
P.O. Box 85617
Richmond, VA 23285-5617

City of Seattle
Dept. of Finance
PO Box 34017
Seattle, WA 98124-1017

First Franklin Loan Services
150 Allegheny Central Mall
Pittsburgh, PA 15212-5335

Wells Fargo Bank, N.A.
P. O. Box 14469 MAC X2303-01A
Des Moines, IA 50306-3469

Wells Fargo Bank, NA
P.O. Box 4233
Portland, OR 97208-4233

Karl John Reinke
923 N. 76th Street
Seattle, WA 98103-4724

Richard L Jones
2050 112th Ave NE #230
Bellevue, WA 98004-2976

Richard L. Jones
2050 112th Ave NE Ste 230
Bellevue, WA 98004-2976

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Internal Revenue Service
Centralized Insolvency Operations
PO Box 21126
Philadelphia, PA 19114-0326

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)BAC Home Loans Servicing LP

(u)Diamond Parking

(u)Gold's Gym

(d)Roundup Funding, LLC
MS 550
PO Box 91121
Seattle, WA 98111-9221

End of Label Matrix	
Mailable recipients	30
Bypassed recipients	4
Total	34